



McDonnell Boennen Hulbert & Berghoff  
Law Offices

## Fax transmittal

To	Office of Initial Patent Examination's Filing Receipt Corrections	Date	August 2, 2004
Fax	703-746-9195	From	Kevin E. Noonan
Phone		Direct	312-913-2145
Pages, with cover	6	Email	Noonan@mbhb.com
Re		C/M	

300 South Wacker Drive 312 913 0001 phone  
Chicago, Illinois 60606-6709 312 913 0002 fax  
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## PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. MBHB97,078-O)

IN THE APPLICATION OF:

Gocke, et al.	)	Examiner:	TBA
Serial No. 10/646,397	)	Group Art Unit:	1645
Filed: August 22, 2003	)	Confirmation No.:	9512
Title Detection Of Extracellular Tumor- Associated Nucleic Acid In Blood Plasma Or Serum Using Nucleic Acid Amplification Assays	)	Fax No.:	(703) 746-9195

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450Attn: Office of Initial Patent Examination  
Filing Receipt Corrections

## FACSIMILE TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached
  - a. Request for Corrected Filing Receipt
  - b. Copy of Updated Filing Receipt with noted changes
2. With respect to additional fees:  
☒ No additional fee is required.
3. Please charge any additional fees or credit any overpayment to our Deposit Account No. 13-2490.
4. CERTIFICATE UNDER 37 CFR 1.8(a). The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being transmitted to the USPTO facsimile number 703/746-9195, according to 37 CFR 1.6(d) addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, ATTN: Office of Initial Patent Examination's Filing Receipt Corrections, on this \_\_\_\_ day of August 2004.

Respectfully Submitted,  
McDonnell Boennen Hulbert & Berghoff LLPDate: August 2, 2004

By \_\_\_\_\_

Kevin E. Noonan, Ph.D.  
Reg. No. 35,303McDONNELL BOEHNEN HULBERT & BERGHOFF LLP  
300 SOUTH WACKER DRIVE, SUITE 3200  
CHICAGO, ILLINOIS 60606  
TELEPHONE (312) 913-0001  
FACSIMILE (312) 913-0002

## PATENT

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**REQUEST FOR CORRECTED FILING RECEIPT**

Mail Stop OIPE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attention: Office of Initial Patent Examination's  
Filing Receipts Corrections

1. Attached is a copy of the updated filing receipt received from the PTO in the above-referenced application for which issuance of a new corrected filing receipt is respectfully requested.

2. There is an error with respect to the following data, which is incorrectly entered.

**Error in**

Total Claims:

33

**Correct Data**

Total Claims:

49

MCDONNELL BOEHLEN HULBERT & BERGHOFF LLP  
300 SOUTH WACKER DRIVE, SUITE 3200  
CHICAGO, ILLINOIS 60606  
TELEPHONE (312) 913-0001  
FACSIMILE (312) 913-0002

U.S. Patent Application No. 10/646,397

MBHB Case No. 97,078-O

3. Applicant believes that no fee is due in connection with this filing; however, if a fee is due the Commissioner is authorized to charge our deposit account number 13-1249.

Respectfully Submitted,  
McDonnell Boenhen Hulbert & Berghoff LLP

Date: August 2, 2004

By

Kevin E. Noonan, Ph.D.  
Reg. No. 35,303

MCDONNELL BOEHNNEN HULBERT & BERGHOFF LLP  
300 SOUTH WACKER DRIVE, SUITE 3300  
CHICAGO, ILLINOIS 60606  
TELEPHONE (312) 913-0001  
FACSIMILE (312) 913-0002

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McDonnell Boenhen Hulbert & Berghoff  
32nd Floor  
300 S. Wacker Drive  
Chicago, IL 60606

CONFIRMATION NO. 9512  
UPDATED FILING RECEIPT  
"OC000000012832470"

Date Mailed: 06/01/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-8185. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Christopher D. Gocke, Ellicott City, MD;  
Michael S. Kopreski, Long Valley, NJ;

**Domestic Priority data as claimed by applicant**

This application is a CON of 10/298,816 11/18/2002  
which is a CON of 09/842,852 08/21/2000 PAT 6,521,409  
which is a CON of 08/818,058 03/14/1997 PAT 5,166,504  
which claims benefit of 60/028,180 10/15/1996  
and claims benefit of 60/026,252 09/17/1996  
and claims benefit of 60/013,497 03/15/1996

**Foreign Applications**

If Required, Foreign Filing License Granted: 03/28/2004

Projected Publication Date: 09/09/2004

Non-Publication Request: No

Early Publication Request: No

" SMALL ENTITY "

**DOCKETED**

IDS-11-JUN-7 2004  
DUE DATE  
BY *MD*

**BEST AVAILABLE COPY**

**Title**

Detection of extracellular tumor-associated nucleic acid in blood plasma or serum using nucleic acid amplification assays

**Preliminary Class**

435

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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